



Sen. Emil Jones, III

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10100SB0534sam004

LRB101 04295 RJF 61137 a

1 AMENDMENT TO SENATE BILL 534

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 534, AS AMENDED,  
3 with reference to page and line numbers of Senate Amendment No.  
4 3, by replacing line 18 on page 21 though line 5 on page 22 with  
5 the following:

6 "Section 15. The Criminal Code of 2012 is amended by  
7 changing Section 17-10.3 as follows:

8 (720 ILCS 5/17-10.3)

9 Sec. 17-10.3. Deception relating to certification of  
10 disadvantaged business enterprises.

11 (a) Fraudulently obtaining or retaining certification. A  
12 person who, in the course of business, fraudulently obtains or  
13 retains certification as a minority-owned business,  
14 women-owned business, service-disabled veteran-owned small  
15 business, or veteran-owned small business commits a Class 1 ~~2~~  
16 felony.

1 (b) Willfully making a false statement. A person who, in  
2 the course of business, willfully makes a false statement  
3 whether by affidavit, report or other representation, to an  
4 official or employee of a State agency or the Business  
5 Enterprise Council for Minorities, Women, and Persons with  
6 Disabilities for the purpose of influencing the certification  
7 or denial of certification of any business entity as a  
8 minority-owned business, women-owned business,  
9 service-disabled veteran-owned small business, or  
10 veteran-owned small business commits a Class 1 ~~2~~ felony.

11 (c) Willfully obstructing or impeding an official or  
12 employee of any agency in his or her investigation. Any person  
13 who, in the course of business, willfully obstructs or impedes  
14 an official or employee of any State agency or the Business  
15 Enterprise Council for Minorities, Women, and Persons with  
16 Disabilities who is investigating the qualifications of a  
17 business entity which has requested certification as a  
18 minority-owned business, women-owned business,  
19 service-disabled veteran-owned small business, or  
20 veteran-owned small business commits a Class 1 ~~2~~ felony.

21 (d) Fraudulently obtaining public moneys reserved for  
22 disadvantaged business enterprises. Any person who, in the  
23 course of business, fraudulently obtains public moneys  
24 reserved for, or allocated or available to, minority-owned  
25 businesses, women-owned businesses, service-disabled  
26 veteran-owned small businesses, or veteran-owned small

1 businesses commits a Class 1 ~~2~~ felony.

2 (e) Definitions. As used in this Article, "minority-owned  
3 business", "women-owned business", "State agency" with respect  
4 to minority-owned businesses and women-owned businesses, and  
5 "certification" with respect to minority-owned businesses and  
6 women-owned businesses shall have the meanings ascribed to them  
7 in Section 2 of the Business Enterprise for Minorities, Women,  
8 and Persons with Disabilities Act. As used in this Article,  
9 "service-disabled veteran-owned small business",  
10 "veteran-owned small business", "State agency" with respect to  
11 service-disabled veteran-owned small businesses and  
12 veteran-owned small businesses, and "certification" with  
13 respect to service-disabled veteran-owned small businesses and  
14 veteran-owned small businesses have the same meanings as in  
15 Section 45-57 of the Illinois Procurement Code.  
16 (Source: P.A. 100-391, eff. 8-25-17.)".